

## REMARKS

Claims 1, 4-5, 7-9, 13, 32-33 and 37-43 are pending and rejected as allegedly obvious over Li (Patent No. 6,609,050 B2) in view of Moore (Patent No. 6,370,454 B1). This rejection should be reconsidered and withdrawn for at least the reason that the references, even if combined, fail to disclose or suggest each and every element of Claim 1.

An exemplary embodiment of the disclosure is directed to using a portable device at a dealer service center to provide a more comprehensive and expedient service to the customer. See specification at page 4, lines 1-10. A service associate can use the portable device to identify the vehicle and communicate with a network prior to generating a repair order. In generating the repair order, one or more databases are queried to identify a data set of information specific to the vehicle including: warranty services, available service campaigns, vehicle service history and recalls. See the paragraph bridging pages 6 and 7 of the specification. The dataset can be communicated to the customer and the customer can then request one or more service items from the service dataset.

Consistent with this exemplary embodiment, Claim 1 is amended to recite: “retrieving a data set associated with the vehicle . . . said data set having a vehicle service history and a service list, said service list having a plurality of service items as a function of a mileage” and “obtaining user requested service items from said data set wherein the user requested service items are a subset of the data set; and generating a repair order responsive to said user requested service items.” The references, taken individually or in combination, fail to disclose or suggest at least these features of Claim 1.

Li is directed to a vehicle warranty and repair system. At Fig. 1, Li discloses computer 80 in communication with system 10. System 10 includes Dialog Manager 20 which collects service information from the customer. Computer 80 can be accessed by the customer to initiate a service request. See col. 3, lines 40-47. Alternatively, a service associate can generate a service request as shown in the graphic user interface of Fig. 17. In generating a service request, the service associate can identify the vehicle by its Vehicle Identification No. (VIN) to obtain the vehicle warranty information and service history. See col. 7, lines 7-26. Finally, Li discloses: “A work order can be assembled for the vehicle based upon why the customer brought the vehicle in for servicing.” Li does not disclose nor suggest retrieving a data set having a service

list for the vehicle where the service list includes a plurality of service items as a function of a mileage and “*obtaining user requested service items from said data set* wherein the user requested service items are a subset of the data set; and generating a repair order responsive to said user requested service items.” (Emphasis added.)

Moore does not address this deficiency. Moore is directed to using a vehicle’s on-board information for tracking the vehicle and its mechanical performance. See col. 1, lines 11-17. A personal digital assistant (PDA) can be connected directly to the vehicle or can communicate with the vehicle through a wireless data link. See col. 8, lines 21-26. Moore alleges that the vehicle, the PDA or the local computing device can access a network for the availability of vehicle maintenance services. Once availability is established, a vehicle service appointment can be made electronically. See col. 9, lines 30-41. Moore does not contemplate, much less disclose, many of the steps recited in Claim 1. For example, Moore fails to disclose retrieving a customized data set of services for the vehicle or selecting service items from the data set and generating a repair order based thereon.

For at least these reasons, Applicant respectfully submit that Claim 1 is patentable over Li and Moore. Each of claims 1, 4-5, 7-9, 13, and 37-43 depends from Claim 1 and is deemed patentable at least by the virtue of its dependence. Accordingly, additional reasons for patentability of each of dependent claims 1, 4-5, 7-9, 13, and 37-43 will not be proffered. Reconsideration and withdrawal of the obviousness rejection are respectfully requested.

## CONCLUSION

Applicant respectfully submits that the claims are in condition for allowance. A notice to this effect is respectfully requested.

If any point remains that is deemed best resolved through a telephonic conversation, the Office is hereby requested to contact the undersigned directly.

Although an extension of time is not deemed necessary, the Office is hereby requested and authorized to charge any extension of time fees, or any other fee required to maintain the application pending, against Deposit Account No. 04-1679 to Duane Morris LLP.

Respectfully Submitted,

  
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